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4 KENNETH HAWKINS,
5 Petitioner,

6 v.
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8 KELLY SANTORO, Warden,
9 Respondent.
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11 Case No. [22-cv-09148-VKD](#)
12

13 **ORDER OF TRANSFER**
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15 Mr. Kenneth Hawkins, a state prisoner currently confined at North Kern State Prison in
16 Delano, California, filed a *pro se* petition for writ of habeas corpus, challenging his state
17 conviction out of Sacramento County. Dkt. No. 1 at 1.
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19 A petition for a writ of habeas corpus made by a person in custody under the judgment and
20 sentence of a state court of a state which contains two or more federal judicial districts may be
21 filed in either the district of confinement or the district of conviction. *See* 28 U.S.C. § 2241(d).
22 Mr. Hawkins' district of confinement is the Eastern District of California, which includes Kern
23 County. 28 U.S.C. § 84(b). Mr. Hawkins' district of conviction is also the Eastern District, which
24 includes Sacramento County. 28 U.S.C. § 84(b). Accordingly, the Northern District of California
25 has no jurisdiction over this matter.
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27 In the exercise of its discretion, and in the furtherance of justice, the Court finds that this
28 case should be transferred to the United States District Court for the Eastern District of California.
See 28 U.S.C. § 1406(a); Habeas L.R. 2254-3(b)(1).

29 The Clerk of the Court shall terminate all pending motions and transfer the entire file to the
30 Eastern District of California.
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1 **IT IS SO ORDERED.**

2 Dated: January 3, 2023

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4 VIRGINIA K. DEMARCHI
5 United States Magistrate Judge

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United States District Court
Northern District of California